

**Senate File 304 - Introduced**

SENATE FILE 304  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 133)

**A BILL FOR**

1 An Act concerning public safety by establishing a public safety  
2 training and equipment trust fund, making appropriations  
3 to the fund, providing for a public safety training and  
4 facilities task force, and making appropriations.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 80B.11F Public safety training and  
2 equipment trust fund.

3 1. A public safety training and equipment trust fund is  
4 created in the state treasury under the control of the council.

5 2. The trust fund shall consist of moneys appropriated to  
6 the department for placement in the fund pursuant to section  
7 80B.11G, and any other devise, gift, bequest, donation, federal  
8 or other grant, reimbursement, repayment, judgment, transfer,  
9 payment, or appropriation from any source intended to be used  
10 for the purposes of the trust fund. Of the moneys deposited in  
11 the trust fund, an amount equal to ten percent of the moneys  
12 deposited, or such lesser amount as determined by the council,  
13 shall be allocated to a capital projects account for the  
14 purposes of public safety training facility needs.

15 3. Moneys credited to the trust fund are not subject to  
16 section 8.33 and shall not be transferred, used, obligated,  
17 appropriated, or otherwise encumbered except as provided  
18 in this section and for succeeding fiscal years shall  
19 remain available for expenditure for purposes of the fund.  
20 Notwithstanding section 12C.7, subsection 2, interest or  
21 earnings on moneys deposited in the trust fund shall be  
22 credited to the trust fund. Moneys shall not be appropriated  
23 or expended from the trust fund until the first fiscal year  
24 following the fiscal year in which the minimum balance of the  
25 trust fund reaches eight million dollars.

26 4. a. Moneys in the trust fund shall be used for public  
27 safety training costs incurred by the state or a political  
28 subdivision of the state and for public safety personnel  
29 equipment costs, excluding vehicles, incurred by the state or a  
30 political subdivision of the state, subject to appropriation  
31 by the general assembly. For purposes of this paragraph "a",  
32 "*public safety training costs*" includes costs incurred by the  
33 state in acquiring vehicles utilized for training. It is the  
34 intent of the general assembly that all training costs incurred  
35 by the state or a political subdivision be reimbursed from

1 moneys in the trust fund and that such remaining moneys in the  
2 trust fund, less such amount needed for cash flow purposes of  
3 the trust fund, be used to reimburse public safety personnel  
4 equipment costs, excluding vehicles.

5 *b.* Moneys in the capital projects account of the trust  
6 fund shall be used for public safety training facility needs,  
7 subject to appropriation by the general assembly.

8 **Sec. 2. NEW SECTION. 80B.11G State appropriation — public**  
9 **safety training fund.**

10 1. For purposes of this section, unless the context  
11 otherwise requires:

12 *a.* "*Adjustment percent*" means as follows:

13 (1) For the 2015 through 2017 calendar years, one hundred  
14 percent.

15 (2) For the 2018 calendar year, seventy-five percent.

16 (3) For the 2019 and subsequent calendar years, fifty  
17 percent.

18 *b.* "*Applicable training fund amount*" means an amount equal to  
19 the adjustment percent of the premium tax for a calendar year  
20 that exceeds the premium tax receipts collected pursuant to  
21 section 432.1, subsection 3, for calendar year 2013.

22 2. Beginning with the fiscal year commencing July 1, 2016,  
23 and for each fiscal year thereafter, there is appropriated  
24 from the general fund of the state to the department of  
25 public safety to be credited to the public safety training and  
26 equipment trust fund created in section 80B.11F, an amount  
27 equal to the applicable training fund amount as calculated for  
28 the most recently ended calendar year.

29 **Sec. 3. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE.**

30 1. A public safety training and facilities task force is  
31 established. The department of public safety shall provide  
32 administrative support for the task force.

33 2. The task force shall consist of the following members:

34 *a.* One member appointed by the Iowa state sheriffs' and  
35 deputies' association.

- 1     b. One member appointed by the Iowa police chiefs  
2 association.
- 3     c. One member who is a fire chief appointed by the Iowa  
4 professional fire fighters association.
- 5     d. One member who is the administrator of the Iowa fire  
6 service training bureau or the administrator's designee.
- 7     e. One member who is a representative of the fire service  
8 who is not a fire chief appointed by the Iowa firefighters  
9 association.
- 10    f. The director of the Iowa law enforcement academy or the  
11 director's designee.
- 12    g. The commissioner of public safety or the training  
13 coordinator of the department of public safety, as designated  
14 by the commissioner.
- 15    h. The state fire marshal or the state fire marshal's  
16 designee.
- 17    i. One member appointed by the Iowa state police  
18 association.
- 19    3. The members of the task force shall select one  
20 chairperson and one vice chairperson. The vice chairperson  
21 shall preside in the absence of the chairperson. Section  
22 69.16A shall apply to the appointed members of the task force.
- 23    4. The task force shall seek and consider input from  
24 all interested stakeholders and members of the public. The  
25 task force shall consider and develop strategies relating to  
26 public safety training facility governance with the goal of  
27 all public safety disciplines being represented. Each public  
28 safety discipline shall advise the task force by developing  
29 individual training policies as determined by the discipline's  
30 governing bodies. The task force shall also develop a proposal  
31 for a joint public safety training facility, a budget for  
32 construction and future operation of the facility, financing  
33 options, including possible public-private partnerships, for  
34 construction and operation of the facility, and potential  
35 locations for the facility that are centrally located in this

1 state.

2 5. a. The task force shall provide interim reports to the  
3 general assembly by December 31 of each year concerning the  
4 activities of the task force and shall submit its final report,  
5 including its findings and recommendations, to the general  
6 assembly by December 31, 2016.

7 b. The final report shall include but not be limited to  
8 recommendations concerning the following:

9 (1) Consolidation of public safety governance within a  
10 single board and the membership of the board.

11 (2) Development of a consolidated fire and police public  
12 safety training facility, including possible locations,  
13 building recommendations, and financing options.

14 (3) The distribution of moneys from the public safety  
15 training and equipment trust fund created in section 80B.11F.  
16 In addition, consideration of the balance of moneys in the  
17 trust fund created in section 80B.11F necessary to pay for  
18 ongoing public safety training costs from the fund.

19 (4) Any other recommendations relating to public safety  
20 training and facilities requirements.

21 Sec. 4. FUTURE REPEAL. This Act is repealed effective June  
22 30, 2018.

23 Sec. 5. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE —  
24 ADMINISTRATIVE SUPPORT. There is appropriated from the general  
25 fund of the state to the department of public safety for the  
26 fiscal year beginning July 1, 2013, and ending June 30, 2014,  
27 the following amount, or so much thereof as is necessary, to be  
28 used for the purposes designated:

29 For providing administrative support for the public safety  
30 training and facilities task force as enacted in this Act:  
31 ..... \$ 50,000

32 Notwithstanding section 8.33, moneys appropriated in this  
33 section that remain unencumbered or unobligated at the close of  
34 the fiscal year shall not revert but shall remain available for  
35 expenditure for the purposes designated until the close of the

1 fiscal year that begins July 1, 2016.

2 EXPLANATION

3 This bill concerns public safety training and facilities.

4 The bill establishes a public safety training and equipment  
5 trust fund under the control of the Iowa law enforcement  
6 academy council. The trust fund shall consist of moneys  
7 appropriated to the fund from the general fund of the state  
8 based upon insurance premiums tax receipts collected as  
9 provided by the bill. Of the moneys deposited in the fund, 10  
10 percent, or such lesser amount as determined by the council,  
11 shall be allocated to a capital projects account of the trust  
12 fund and shall be used for public safety facility needs. The  
13 remaining moneys deposited in the fund shall be used for public  
14 safety training costs, including costs incurred by the state  
15 in acquiring vehicles for training, and for public safety  
16 personnel equipment costs, excluding vehicles, all incurred by  
17 the state or a political subdivision of the state, subject to  
18 appropriation by the general assembly. The bill provides that  
19 moneys shall not be appropriated from the trust fund until the  
20 fiscal year following the year the balance of the trust fund  
21 reaches \$8 million. The bill provides that it is the intent of  
22 the general assembly that training costs incurred by the state  
23 or a political subdivision be fully reimbursed from moneys in  
24 the fund and that the remaining moneys in the fund, less an  
25 amount needed for cash flow purposes, be used to reimburse  
26 public safety personnel equipment costs, except vehicles.  
27 Moneys in the fund shall not revert to the general fund of the  
28 state, and interest and earnings on moneys in the fund shall  
29 remain in the fund.

30 New Code section 80B.11G provides for an appropriation to  
31 the trust fund from the general fund of the state beginning  
32 July 1, 2016, and for each fiscal year thereafter, in an amount  
33 as determined by the bill. The general fund appropriation  
34 is an amount equal to the adjustment percent of the moneys  
35 collected from premium tax receipts on insurance policies,

1 other than life insurance policies, in excess of the amount  
2 collected for calendar year 2013, during the calendar year  
3 prior to the appropriation. The bill provides that the  
4 adjustment percent for calendar years 2015 through 2017 shall  
5 be 100 percent, for calendar year 2018, 75 percent, and for  
6 subsequent calendar years, 50 percent.

7 The bill also establishes a public safety training and  
8 facilities task force. The department of public safety shall  
9 provide administrative support for the task force, and the  
10 bill appropriates moneys to the department for providing  
11 this support. The bill specifies the membership of the task  
12 force and provides that the task force shall consider and  
13 develop strategies relating to public safety training facility  
14 governance with the goal of all public safety disciplines  
15 being represented. Each public safety discipline shall advise  
16 the task force by developing individual training policies as  
17 determined by the discipline's governing bodies. The bill  
18 requires the task force to provide interim reports to the  
19 general assembly by December 31 of each year and to submit a  
20 final report, including its findings and recommendations, to  
21 the general assembly by December 31, 2016. The bill provides  
22 that the final report shall include recommendations concerning  
23 consolidation of public safety governance within a single  
24 board and the membership of the board, the development of a  
25 consolidated fire and police public safety training facility,  
26 including possible locations, building recommendations,  
27 and financing options, the distribution of moneys from the  
28 public safety training and equipment trust fund, and any  
29 other recommendations relating to public safety training and  
30 facilities requirements.

31 The bill is repealed effective June 30, 2018.